

Docket No.: 47440-027

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Before Application of

Daniel BARICH, et al.

Serial No.: 09/672,793

Group Art Unit: 2856

Filed: September 29, 2000

Examiner: Garber, Charles D.

For: METHOD AND ARRANGEMENT FOR INSPECTION AND REQUALIFICATION OF  
VEHICLES USED FOR TRANSPORTING COMMODITIES AND/OR HAZARDOUS  
MATERIALS

INFORMATION DISCLOSURE STATEMENT

Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

07/08/2003 JADD01 00000082 500417 09672793

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09/672,793

In accordance with 37 CFR 1.17(p), please charge the fee of \$180.00 to Deposit Account No. 500417.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against any of the claims of the patent. Applicant does not waive the right to antedate or otherwise remove any listed document as a competent reference against the claims of the present patent.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



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Registration No. 42,988

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Washington, DC 20005-3096  
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Facsimile: (202) 756-8087  
**Date: July 7, 2003**

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| <b>INFORMATION DISCLOSURE<br/>CITATION IN AN<br/>APPLICATION</b><br><br>(PTO-1449) | ATTY. DOCKET NO.<br><b>47440-027</b>         | SERIAL NO.<br><b>09/672,793</b> |
|  | APPLICANT<br><b>Daniel BARICH, et al.</b>    |                                 |
|  | FILING DATE<br><b>September 29,<br/>2000</b> | GROUP<br><b>2856</b>            |

## U.S. PATENT DOCUMENTS

| EXAMINER'S INITIALS | PATENT NO. | DATE     | NAME               | CLASS | SUBCLASS | FILING DATE |
|---------------------|------------|----------|--------------------|-------|----------|-------------|
|                     | 5631831    | 5/20/97  | Bird et al.        |       |          |             |
|                     | 5717595    | 2/10/98  | Cherrington et al. |       |          |             |
|                     | 5964811    | 10/12/99 | Ishii et al.       |       |          |             |
|                     | 6052631    | 4/18/00  | Busch et al.       |       |          |             |
|                     | 6070111    | 5/30/00  | Takakura et al.    |       |          |             |
|                     | 6101433    | 8/8/00   | Flicker, Jr.       |       |          |             |
|                     | 4247757    | 1/27/81  | Crump, Jr.         |       |          |             |
|                     | 5008661    | 4/16/91  | Raj                |       |          |             |
|                     | 5956077    | 9/21/99  | Qureshi et al.     |       |          |             |
|                     | 5256966    | 10/26/93 | Edwards            |       |          |             |

## FOREIGN PATENT DOCUMENTS

| EXAMINER'S INITIALS | PATENT NO. | DATE | COUNTRY | CLASS | SUBCLASS | Translation |    |
|---------------------|------------|------|---------|-------|----------|-------------|----|
|                     |            |      |         |       |          | Yes         | No |
|                     |            |      |         |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|          |   |
|----------|---|
|          | International Search Report dated January 8, 2001 corresponding to related co-pending international application   |
|          | International Search Report dated January 29, 2001 corresponding to co-pending international application relating to U.S. Application No. 09/676,752.                   |
|          | Appendix B to DOT-E 12095 "Alternative Tank Car Qualification Program", pp. 1-12  |
|          | Appendix R, AAR Manual of Standards and Recommended Practices, Specifications for Tank Cars, pp. 319-331  |
|          | AAR Memo dated 4/15/99, Casualty Prevention Circular, "New Requirements for Inspections of Stub Sills on Tank Cars", CPC-1094   |
|          | AAR Memo dated 11/15/99, Casualty Prevention Circular, "Inspections of Stub Sills on Tank Cars-Availability of SILSPEC3 Software and Correction to Form SS-3", CPC-1100 |
|          | AAR Memo dated 8/10/94, O&M Circular No. 1, Supplement No. 2, "Tank Car Stub Sill Inspection Program", CPC-1030   |
| EXAMINER | DATE CONSIDERED   |

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(PTO-1449)



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|------------------------|------------|----------|-------------------|-------|----------|-------------|
|                        | 5036707    | 8/6/91   | Paciej et al.     |       |          |             |
|                        | 4368644    | 1/18/83  | Wentzell et al.   |       |          |             |
|                        | 4658649    | 4/21/87  | Brook             |       |          |             |
|                        | 5648619    | 7/15/97  | Gustafsson et al. |       |          |             |
|                        | 4490833    | 12/25/84 | Inomata et al.    |       |          |             |
|                        | 5619423    | 4/8/97   | Scrantz           |       |          |             |
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**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

|                 |   |
|-----------------|---|
|                 | AAR Memo dated 6/10/95, O&M Circular No. 1, Supplement No. 3, "Tank Car Stub Sill Inspection Program, CPC-1047                                  |
|                 | AAR Memo dated 10/18/96, Casualty Prevention Circular, "Tank Cars Manufactured to the RIC-RIC Stub Sill Design", CPC-1070                       |
|                 | AAR Memo dated 12/5/96, Casualty Prevention Circular, "Tank Cars Manufactured to the RIC-RIC Stub Sill Design", CPC-1072                        |
|                 | AAR Memo dated 6/6/97, Casualty Prevention Circular, "Requirements for Tank Car Owners to Perform Stub Sill Damage Tolerance Analyses, CPC-1082 |
| EXAMINER        | EO-17, FRA Order No. 17, Notices 1 and 2, "Owners of Railroad Tank Cars"  |
|                 | AAR Memo dated 7/17/92, O&M Circular No. 1, "Tank Car Stub Sill Inspection Program"   |
| DATE CONSIDERED |   |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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|--|------------|------|---------|---|----------|---------------------------------|----|
| <b>INFORMATION DISCLOSURE<br/>CITATION IN AN<br/>APPLICATION</b><br><br>(PTO-1449)   |            |      |         | ATTY. DOCKET NO.<br><b>47440-027</b>      |          | SERIAL NO.<br><b>09/672,793</b> |    |
|   |            |      |         | APPLICANT<br><b>Daniel BARICH, et al.</b> |          |                                 |    |
|  |            |      |         | FILING DATE<br><b>September 29, 2000</b>  |          | GROUP<br><b>2856</b>            |    |
| <b>U.S. PATENT DOCUMENTS</b>   |            |      |         |   |          |                                 |    |
| EXAMINER'S<br>INITIALS   | PATENT NO. | DATE | NAME    | CLASS                                     | SUBCLASS | FILING DATE                     |    |
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|  |            |      |         |   |          | Yes                             | No |
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| <b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>  |            |      |         |   |          |                                 |    |
| 49 Code of Federal Regulations, Subpart F Sec. 180.500-509 (Oct. 1, 2000 Ed.)  |            |      |         |   |          |                                 |    |
| 49 Code of Federal Regulations, Sec. 179.100-6, 179.101-1, 179.7(d) (Oct. 1, 2000 Ed.)                                       |            |      |         |   |          |                                 |    |
| Rule 88 - Interchange of Freight Cars, "Mechanical Requirements For Acceptance", pp. 518-532                                 |            |      |         |   |          |                                 |    |
| AAR Memo dated 9/7/99, Casualty Prevention Circular, "New Requirements for Inspections of Stub Sills on Tank Cars", CPC-1097 |            |      |         |   |          |                                 |    |
| Co-Pending U.S. Application Serial No. 09/676,752 (Ref. No. 47440-013 at top left corner of first page of application)       |            |      |         |   |          |                                 |    |
| Co-Pending U.S. Application Serial No. 09/672,099 (Ref. No. 47440-016 at top left corner of first page of application)       |            |      |         |   |          |                                 |    |
| Paper No. 6 (Office Action dated 10/24/01) in Co-Pending U.S. Application Serial No. 09/672,099                              |            |      |         |   |          |                                 |    |
| EXAMINER   |            |      |         | DATE CONSIDERED                           |          |                                 |    |

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|                        |            |      |         |       |          | Yes         | No |
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|                        |            |      |         |       |          |             |    |

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

|          |   |
|----------|---|
|          | February 26, 2002 Amendment responsive to Paper No. 6 (Office Action dated 10/24/01) in Co-Pending U.S. Application Serial No. 09/672,099           |
|          | April 26, 2002 Supplemental Amendment responsive to Paper No. 6 (Office Action dated 10/24/01) in Co-Pending U.S. Application Serial No. 09/672,099 |
|          | Paper No. 13 (Office Action dated 9/4/02) in Co-Pending U.S. Application Serial No. 09/672,099  |
|          | February 4, 2003 Response Under 37 CFR 1.116 to Paper No. 13 (Office Action dated 9/4/02) in Co-Pending U.S. Application Serial No. 09/672,099      |
|          | Paper No. 17 (Notice of Allowance dated 2/24/03) in Co-Pending U.S. Application Serial No. 09/672,099   |
|          | 49 Code of Federal Regulations, Subpart F Sections 180.509-180.511 (Oct. 1, 1999 Ed.)   |
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